

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

GERALDO A. MEDERO-GONZALEZ, )  
 )  
 Petitioner ) Civil Action No.  
 v. ) 05cv10624-MLW  
 )  
 U.S. DEPARTMENT OF HOMELAND )  
 SECURITY, IMMIGRATION AND )  
 CUSTOMS ENFORCEMENT, ET AL., )  
 )  
 Respondent )

MOTION TO DISMISS

Respondent<sup>1</sup> moves to dismiss this action pursuant to Fed. R. Civ. P. rule 12(b)(1) for mootness.

Respectfully submitted,

MICHAEL J. SULLIVAN  
United States Attorney

By: s/Frank Crowley  
FRANK CROWLEY  
Special Assistant U.S. Attorney  
Department of Homeland Security  
P.O. Box 8728  
J.F.K. Station  
Boston, MA 02114  
(617) 565-2415

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<sup>1</sup> The responsive official of the Department of Homeland Security having control of petitioner's immigration custody in the instant action is Bruce Chadbourne, Field Office Director for Detention and Removal, Department of Homeland Security, Bureau of Immigration and Customs Enforcement ("ICE") in Boston, Massachusetts.

**CERTIFICATE OF SERVICE**

I hereby certify that I caused true copy of the above document to be served upon pro se petitioner by mail on April 4 2005, at his most recently provided address upon release:

10 Apple Way  
Weare, NH 03281

s/Frank Crowley  
FRANK CROWLEY  
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